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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

**BRANCH BANKING AND TRUST
COMPANY, a North Carolina banking
corporation,**

CASE NO. 2:11-cv-01777-MMD-VCF

Plaintiff,

{PROPOSED} JUDGMENT

V.

YOEL INY; NOAM SCHWARTZ; YOEL INY,
Trustee of the Y&T INY FAMILY TRUST
dated June 8, 1994; NOAM SCHWARTZ,
Trustee of the NOAM SCHWARTZ TRUST
dated August 19, 1999; D.M.S.I., L.L.C., a
Nevada limited liability company; and DOES 1
through 10, inclusive.

Defendants.

Based upon the previous orders of the Court:

22 **IT IS HEREBY ORDERED** that, taking the amount of the indebtedness on the date of
23 the sale of the subject property (\$4,356,303.88) and providing Defendants credit for the amount
24 of proceeds Plaintiff received from said sale (\$2,872,950.52), the amount owed by Defendants to
25 Plaintiff on July 25, 2013 was \$1,483,353.36.

26 **IT IS FURTHER ORDERED** that as of June 20, 2016, the amount of deficiency
27 judgment owed to Plaintiff is \$1,800,306.83, comprised of principal in the amount of
28 \$1,483,353.36 and accrued interest in the amount of \$316,953.47, which was calculated pursuant

1 to a default interest rate of 7.25%. That deficiency amount shall accrue interest at the per diem
2 rate of \$298.73 until judgment.

3 **IT IS FURTHER ORDERED** that judgment is entered in favor of **PLAINTIFF**
4 **BRANCH BANKING AND TRUST** and against **DEFENDANTS YOEL INY, NOAM**
5 **SCHWARTZ, Y&T INY FAMILY TRUST dated June 8, 1994, NOAM SCHWARTZ**
6 **TRUST dated August 19, 1999, and D.M.S.I., LLC**, jointly and severally, in the amount of
7 **\$1,800,306.83.**

8 **IT IS FURTHER ORDERED** that judgment shall accrue at the legal rate from the date
9 of judgment until the judgment is paid in full.

10 **IT IS FURTHER ORDERED** that Branch Banking and Trust is entitled to reasonable
11 attorneys' fees and costs in the amount to be determined by the court. If Branch Banking and
12 Trust Company seeks to recover those fees and costs, it shall file a motion with appropriate
13 documentation within 14 days of entry of this judgment.



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15 Miranda M. Du
16 United States District Judge
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20 Dated: June 20, 2016
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